

IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

UNITED STATES OF AMERICA,)	
)	
Plaintiff-Appellant,)	
)	
v.)	No. 18-6871(L)
)	No. 18-6970
SEIFULLAH CHAPMAN AND)	
MASOUD KHAN,)	
)	
Defendants-Appellees.)	

Unopposed Motion by the United States To Dismiss Appeal

In view of *United States v. Davis*, 139 S. Ct. 2319 (2019) (striking down the residual clause of 18 U.S.C. § 924(c)(3)(B) as unconstitutionally vague), and *United States v. Simms*, 914 F.3d 229 (4th Cir. 2019) (en banc) (holding, in part, that conspiracy offenses do not qualify as crimes of violence under 18 U.S.C. § 924(c)(3)(A)), the United States, the appellant in this consolidated appeal, moves to dismiss its appeal voluntarily under Federal Rule of Appellate Procedure 42(b).

Defendants do not oppose the government's motion.

Respectfully submitted,

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United States Attorney

By: _____/s/

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Certificate of Service

I certify that on September 17, 2019, I filed electronically the foregoing response with the Clerk of the Court using the CM/ECF system, which will send notice of the filing to all counsel of record.

By: _____/s/

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